THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.5060 of 1999

Dated : 17.04.2007

Between:

A.P.S.R.T.C., rep., by is Managing Director,
Musheerabad, Hyderabad and another.

… **PETITIONERS**

And:

State Transport appellate Tribunal,
A.P., Hyderabad, rep., by its Presiding Officer
and others.

….**RESPONDENTS**

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.5060 of 1999

ORDER:

When this writ petition is taken up for hearing, learned Standing Counsel appearing for the Andhra Pradesh State Road Transport Corporation as well as the learned counsel for the third respondent fairly conceded that this matter is covered by a judgment of this Court in W.P.No.5115 of 1999 dated 02.01.2003, whereunder, a learned Single Judge of this Court remitted the matter to the first respondent for disposing of the same duly affording sufficient opportunity to both the parties.

However, both the counsel submit that as no material is available before the first respondent, no purpose would be served in remitting the matter to the first respondent and even if the matter is remitted to the first respondent, he has no option but to refer the matter to the

second respondent.

In the light of the said submissions, this Court remits the matter to the second respondent-Secretary, Regional Transport Authority, Kurnool, for fresh consideration of the matter. Both the parties are hereby directed to produce the required evidence before the second respondent for proper adjudication of the matter.

With the above directions, the writ petition is disposed of. However, both the parties are directed to maintain status quo obtaining as on today during the pendency of the enquiry by the second respondent. As it is an old matter and as it relates to granting of stage carriage permit, the second respondent is directed to dispose of the matter within a period of six weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

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17.04.2007

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